IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITON NO. 2378 OF 2006

Mr. Vineeth Sethia ..... Petitioner.

V/s

Smt. Sippy Sethia and Anr. ..... Respondents.

Mr. Sai Kumar Pathrudu M. for the Petitioner.

Mr. Naveen Chomal for Respondent No.1.

Mr. P.A. Pol, APP for the State.

CORAM: V.M. KANADE, J
DATE : 3rd September, 2007

P.C.:

1. The learned Counsel appearing on behalf of Respondent No.1 submits that Writ Petition has become infructuous. He submits that original complaint has been withdrawn with liberty to file fresh complaint. It is submitted that, in view of this, the present Petition challenging the issuance of process in the earlier complaint does not survive.

2. In view of the statement made by the learned Counsel appearing on behalf of Respondent No.1, Petition is disposed of since it has become infructuous. Needless to state that if any fresh process is issued in a subsequent complaint filed by Respondent No.1, the Petitioner shall be at liberty to challenge the same by taking out appropriate proceedings.

(V.M. KANADE, J.)